

U.S. PATENT & TRADEMARK OFFICE
APR 09 2001

Attorney's Docket No.: 10861-011002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Wagner et al.
Serial No. : 08/948,393
Filed : November 8, 1999
Title : METHOD FOR TREATING AND PREVENTING ATHEROSCLEROSIS

Art Unit : 1623
Examiner : KK Fonda

BOX PETITION

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

MAR 13 2001

OFFICE OF PETITIONS

PETITION TO REVIVE APPLICATION UNDER 37 CFR §1.137(b)

Applicants hereby petition under 37 CFR §1.137(b) to revive the above application, which was abandoned on September 8, 2000 for failure to respond to Response to Restriction Requirement mailed December 28, 1999.

Enclosed is

- 1) a check in the amount of \$620.00 to cover payment of the petition fee by a small entity as set forth in 37 CFR §1.17(m);
- 2) a Response to Office Action mailed December 28, 1999;
- 3) a Five-Month Petition for Extension of Time; and
- 4) a check in the amount of \$945.00 to cover Petition for Five-Month Extension of Time.

Applicants submit that the entire period of delay was unintentional. Please apply any other charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

April 5, 2001
Date of Deposit

Sandra Sturtevant
Signature

Sandra Sturtevant
Typed or Printed Name of Person Signing Certificate

Applicant : Wagner et al.
Serial No. : 84-1488-393
Filed : November 8, 1999
Page : 2

Attorney's Docket No.: 10861-011002

Respectfully submitted,

Date: April 5, 2001

Louise College Reg. No. 35,965
for
Louis Myers
Reg. No. 35,965

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

20205157.doc